



Atty. Docket No. RSW920000128US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Amendment/Response Transmittal

application of Renee M. Kovales et al.

Serial Nbr: 10/632,177

Filed: July 31, 2003

For: Selectable Audio and Mixed Background Sound for Voice Messaging System

Art Unit: 2645

Examiner: Olisa Anwah

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing please find:

- 1) a **Supplemental Information Disclosure Statement** (1 page, in duplicate);
- 2) **Form PTO/SB/08A** (1 page);
- 3) **Form PTO/SB/08B** (1 page); and
- 4) Copies of cited publications (4 publications).

No additional fee is required.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **09-0461**. A duplicate copy of this sheet is enclosed.

Any additional filing fees required under 37 C.F.R. §1.16.

Any patent application processing fees under 37 C.F.R. §1.17.

Date: July 27, 2005

Correspondence Address: Cust. No. 43168  
P. O. Box 422859  
Kissimmee, FL 34742-2859

By Marcia L. Doubet  
Marcia L. Doubet, Attorney for Applicants  
Registration Number 40,999  
Telephone 407-343-7586  
Fax 407-343-7587

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)**

I hereby certify that I am depositing the enclosed or attached correspondence with the U. S. Postal Service on July 27, 2005 as first class mail in an envelope addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

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(Name of person sending paper or fee)

Marcia L. Doubet  
(Signature of person sending paper or fee)



Attorney Docket Number RSW920000128US2

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 CFR 1.56, 1.97, and 1.98**

July 27, 2005

In re application of Renee M. Kovales et al.

Serial Nbr: 10/632,177 Filed: July 31, 2003  
For: Selectable Audio and Mixed Background Sound for Voice Messaging System  
Art Unit: 2645 Examiner: Olisa Anwah

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Applicants submit herewith patents, publications, or other information of which there may be a duty to disclose in accordance with 37 CFR 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

In accordance with 37 CFR 1.97(b), the filing of this Information Disclosure Statement is before the mailing date of a first office action on the merits. Accordingly, no fee is owed. However, if a fee is found to be owing, the Commissioner is hereby authorized to charge any fee set forth in §1.17 to deposit account **09-0461**. A duplicate copy of this sheet is submitted.

The attached forms PTO/SB/08A and PTO/SB/08B provide a listing of patents, publications, or other information as required by 37 CFR 1.98(a)(1).

A copy of each of the non-patent and non-patent-publication items on PTO/SB/08A and PTO/SB/08B is supplied herewith.

Respectfully Submitted,

Marcia L. Doubet, Attorney for Applicants  
Registration Number 40,999

Correspondence Address: Cust. No. 43168

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STATEMENT BY APPLICANT  
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## Complete if Known

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|----------------------|---------------|
| Application Number   | 10/632,177    |
| Filing Date          | July 31, 2003 |
| First Named Inventor | Renee Kovales |
| Art Unit             | 2645          |
| Examiner Name        | Olisa Anwah   |

Attorney Docket Number RSW920000128US2

## U. S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
|                    |                       | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
|                    |                       | US- 6,842,767                            | 01-11-2005                     | Partovi, et al.                                    |   |
|                    |                       | US- 6,807,574                            | 10-20-2004                     | Partovi, et al.                                    |   |
|                    |                       | US- 6,804,806                            | 10-12-2004                     | Bansal, et al.                                     |   |
|                    |                       | US- 6,775,557                            | 08-10-2004                     | Tsai, Irving                                       |   |
|                    |                       | US- 6,760,704                            | 07-06-2004                     | Bennett, Steven M.                                 |   |
|                    |                       | US- 6,549,767                            | 04-15-2003                     | Kawashima, Takahiro                                |   |
|                    |                       | US- 6,501,739                            | 12-31-2002                     | Cohen, Alon  |   |
|                    |                       | US- 2002/0178137 A1                      | 11-28-2002                     | Hasegawa, Yutaka                                   |   |
|                    |                       | US- 5,860,065                            | 01-12-1999                     | Hsu, Jerry   |   |
|                    |                       | US- 5,189,692                            | 02-23-1993                     | Ferrara, George                                    |   |
|                    |                       | US- 5,844,158                            | 12-01-1998                     | Butler, et al.                                     |   |
|                    |                       | US- 6,125,175                            | 09-26-2000                     | Goldberg, et al.                                   |   |
|                    |                       | US- 6,407,325                            | 06-18-2002                     | Yi, et al.   |   |
|                    |                       | US- 2002/0082007                         | 06-27-2002                     | Hoisko, et al.                                     |   |
|                    |                       | US- 6,459,774                            | 10-01-2002                     | Ball, et al.                                       |   |
|                    |                       | US- 2002/0191757                         | 12-19-2002                     | Belrose, Guillaume                                 |   |
|                    |                       | US- 2003/0013432                         | 01-16-2003                     | Fukaya, Kazunari                                   |   |
|                    |                       | US- 2003/0028380                         | 02-06-2003                     | Freeland, et al.                                   |   |
|                    |                       | US-                                      |                                |  |   |

## FOREIGN PATENT DOCUMENTS

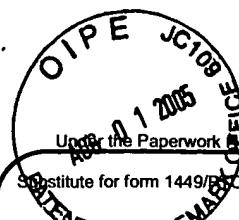
| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>Or Relevant Figures Appear | T <sup>6</sup> |
|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
|                    |                       | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |  |   |                |
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| Examiner Signature | Date Considered |
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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| Filing Date            | July 31, 2003    |    |   |
| First Named Inventor   | Renee M. Kovales |    |   |
| Art Unit               | 2645             |    |   |
| Examiner Name          | Olisa Anwah      |    |   |
| Sheet                  | /                | of | / |
| Attorney Docket Number |                  |    |   |

Attorney Docket Number: RSW920000128US2

## NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|--------------------|-----------------------|---|----------------|
|                    |                       | "WAP & SMS services. We bring the Internet to your mobile!",<br>www.iobox.com/iobox, printed Jan 27, 2001, 1 page   |                |
|                    |                       | "Sonera", www.xonera.fi/english, printed Jan 27, 2001, 1 page   |                |
|                    |                       | "Powertel", www.ptel.zed.com/html/login/login.html, printed Jan 9, 2001, 1 page   |                |
|                    |                       | "MP3 Downloads: Will they 'Cell'?",<br>http://www.wirenews.com/news/print/0,1294,39271,00.html, printed Jan 9, 2001, 2 pages  |                |
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| Examiner Signature | Date Considered |
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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.  
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